

**AGILE GROUP, LLC  
AND  
AGILE FUNDS INVESTOR COMMITTEE**

February 3, 2010

Clerk of the United States Bankruptcy Court for  
The Southern District of New York  
One Bowling Green  
New York New York 10004

Irving H. Picard, Trustee  
C/o Baker & Hostetler LLP  
Attn.: Claims Department  
45 Rockefeller Plaza  
New York, New York 10111

**Re. Limited Objection to the December 8, 2009 Notice of Trustee's Determination of Claim applicable to Bernard  
L. Madoff Investment Securities, LLC ("BLMIS")**

Clerk of the Court and Trustee Picard:

This letter, the claimants and claim numbers reflected on the three attached listings are submitted pursuant to the  
attached December 23, 2009 filing extension, from Mr. Thomas Wearsch, Baker & Hostetler.

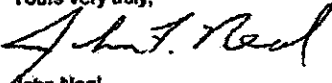
- List I reflects those claims submitted by Agile Group, LLC, Boulder, Colorado ("Agile") investors and the claim numbers provided to these investors by "Notice of Trustee's Determination of Claim" dated December 8, 2009, (the "Claim Letter").
- List II reflects those claims for Agile directed variable annuity accounts held by AGL Life Assurance Company ("AGL") and claim numbers provided to these investors by the Claim Letter sent to AGL by the Trustee. Claim Letters were sent to AGL and forwarded from AGL to the investors. Although the claim numbers are different, some of these claims might be duplicative of those shown on List I.
- List III reflects the names of Agile investors who believe they submitted claims on or before July 2, 2009 but which claims have not been located and, accordingly, such investors did not receive Claim Letters.

All claim numbers for each investor whose name appears on a Claim Letter are shown together in declining order. Where a claim number is listed but there is no investor listed in the investor column, the investor is the one listed on the immediately preceding line. If you wish the investors' names and claim numbers to be listed differently than provided in this submission, please let us know and we will comply with whatever you request.

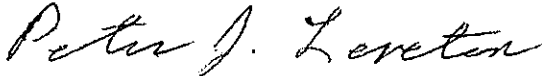
We, the listed claimants, believe that we are covered by the Securities Investor Protection Act of 1970 ("SIPA") definition of "customer".

Accordingly, we request that the Court either deem us as Customers or preserve our rights pending a subsequent change in the SIPA statute.

Yours very truly,



John Neal  
Co-Manager  
Agile Group, LLC  
970-587-4509  
[johnneal@agilegroup.com](mailto:johnneal@agilegroup.com)  
PO Box 1809  
Longmont, CO 80502



Peter J. Leveton  
Co-Chairman  
Agile Funds Investor Committee  
303-881-8783  
[pete3489@aol.com](mailto:pete3489@aol.com)  
5653 W. Iliff Drive  
Lakewood, CO 80227

Pete,

To confirm our discussion, we can extend the time to respond for the Agile investors for 30-days, but we do need you to provide all the applicable claim numbers as soon as possible so we can track the extension. Also, we have no problem with you submitting one objection on behalf of all the Agile investors. Just make sure that the objection lists all the claim numbers which it covers.

Thanks,

Tom

**From:** pete3489@aol.com [mailto:pete3489@aol.com]  
**Sent:** Wednesday, December 23, 2009 10:26 AM  
**To:** Wearsch, Thomas  
**Cc:** rholmes@alixpartners.com  
**Subject:** Fwd: Request For Extension, Madoff Determination of Claim--Pete Leveton

Tom,

Per yesterday's telephone conversation, as quickly as possible please email me confirmation of (1) the 30 day filing extension and (2) assurance that Agile Group, LLC investors can submit one Preservation of Rights letter.

As you might imagine, our investors are nervous and we want to pass this information along immediately after receiving your written confirmation.

Thanks,

Pete  
303-981-8783

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Agile Group, LLC Investors	LIST I
Investor	Claim Number
Darcy Ramirez	10617
	10618
Mike Rosen	11362
	11363
Charles Townsend	13797
	11786
Jean Townsend	11787
	11788
Jerry Urban	10599
	10600
Henry J. Yeager	11266
	11265
John F Leonard Living Trust	14937
	14938
Glenn and Marian Head	11605
	11606
Dennis A. Graham	11364
	15595
Lawrence B. Anderson	13228
	13229
Tulku Sherdor	11297
	11296
Richard B. Bassett	11280
	11281
Sharon L. Bassett	11279
	11324
Tim Barnett	13984
Mark Neal Harrison	13992
	13993
Charles Edward Raines	10902
	10903
Charlie Pellerin	14004
	14005
	15596
	15597
Gary Powell	14969
	15579
Ted Rehage	11332
	11333
RICHARD C JOHNSON	10858
	10857
Marie E. Bamberg	13973
	13974
Jack A. Bamberg	13975
	13976
Jack and Marie Bamberg	13977
Wayne Smith	11267
	11268
Thomas E. Christen	11252
	15509

Agile Group, LLC Investors	LIST I
Investor	Claim Number
Fred Niccore	15498
	10717
candace newlove	13014
	15638
WADE CAROL CURRAN	11309
	11308
Irving Ringdahl	11745
Almina Ringdahl	11742
Marcia Weitala	12903
	12904
Kristofer Sieger Trust	13415
	15574
Marie Gambon Living Trust Dated 12/13/2001	11777
NTC & CO FBO Marie Gambon IRA	11778
Marie A. Gambon	11779
NTC & CO FBO Marie A. Gambon IRA	11780
NTC & CO FBO Kenneth T. Gambon IRA	11781
Tony Mazzella	11397
	11396
Glenna Eddy	10896
	10898
Allen Eddy	10897
RUTH L. GABEL	13557
	15469
Robert Hicks	15633
	13995
Suzanne Hicks	13994
Justin Dituri	11612
	11611
Justin & Judith Dituri TIC	11610
Judith Dituri	11613
	13585
Robert Warfield	13015
Dolores Carmichael-Watson	15314
	15315
Wallis L. Watson	12713
	15316
Charlotte W. Gates	15634
Gary L. Gates	13990
	13991
Henrietta Gilbert	11049
Suzanne Donalson IRA	11782
	11783
Brinton C Donalson Trust DTD 11/17/1992	11784
	11785
Suzanne Webel, Raymond P. Bovet	451
	4628
	12734
Raymond Bovet	12732
	12733

Agile Group, LLC Investors	LIST I
Investor	Claim Number
Tim Daley	103987
	13986
Kenneth Shapiro IRA	12393
	12394
Roger and Dixie Olson Charitable Remainder Trust DTD 9-26-1999	10900
	10901
Barry E. Kellogg	11772
	11774
Anne Quinn	10938
	10939
Jeff and Beth Tatelman	11750
	11751
	11752
Linda Buttacavoli	13562
	13559
Russell Buttacavoli	13561
	13560
Shirley D. Johnson	10988
F. William Kroeck	11273
Elizabeth C. Kroeck	11271
Robert J Fogoros	13575
	13574
Peter J. Leveton	12679
	15664
Peter J. and Mary Ann Leveton	15796
Mary Ann Leveton	15662
	15795
Kimberley Wyman	15500
	10848
Lewis H. Wyman III	15501
	10849
Pham, Thi	13524
Herman Schranz	11401
	11402
Sherri Schranz	11400
Beverly Neal	11343
John Neal	11312
	11313
Jack D. Cutter	11272
	911259
Melba Cutter	11270
Robert and Deborah Gahan	11756
	11757
Robert Gahan	11758
Phillis Moore	10906
	10907
Richard Moore	10904
	10905
Christopher Moore	13563
	13564

Agile Group, LLC Investors	LIST I
Investor	Claim Number
Walter W. Kingsbery	11322
	11323
Ken Forsberg	11103
	15508
Marlene F. Maurer	13391
	13392
Kay Holmstead	11382
	11383
	11384
	11385
	11386
Gelmar Andringa	14459
	14460
	14461
Joyce Elaine Sutton	11283
	11282
Robert A. Stark	14629
	14685
Leanne T. Stark	14630
	14686
David H. Wartburg	14006
	14007
Jimmy D. Pettigrew	10914
James A Britton	15395
	13457
Agile Safety Fund International	12905
	12906
Agile Safety Fund L.P.	12907
	12908
Agile Safety Fund International- Euro	12909
	12910
Agile Composite Fund L.P.	12911
	12912
Agile Safety Variable Fund LP	12922
Dave Roalstad	11746
	11747
Gary J. Matthews	10661
	10662
Irene S. Matthews	10663
Don Coen	13230
	13231
Yvonne E. S. Barnett	13978
	13979
Colin T. Barnett	13980
	13981
Colin T. Barnett & Yvonne E. S. Barnett	13982
	13983
Pat Arnold	15230
	15231
Ken Gambon IRA	15667

Agile Group, LLC Investors	LIST I
Investor	Claim Number
William A. Trine	12427
	12426
Charles F. Buczek	13018
	15514
	8085
Joe & Linda Stewart	1160
L.E. and M.L. Skaer Charitable Remainder Trust	13700
Laura Skaer, Trustee, Laura Skaer CRUT	13698
Laura Skaer Charitable Remainder Unitrust	13699
Kenneth J. Clark	10979
	15571
Kimberly K. Weibert	14199
John L. Weibert	14197
	14198
Leon Bialecki	10537
	15510
Estate of Thomas N. Jones	14916
	14917
ELIZABETH P. UPTON IRREVOCABLE TRUST II, DTD 6/26/98	13565
UPTON FAMILY TRUST, DTD 6/1/93	13566
Keith A. Maurer	13390
	13393
Dorothy J. Jackson	15503
Ross Peter Jackson	10863
Don Feucht	11733
Dorothy J. Jackson	10864
Ross Peter Jackson	15502
Daniel E. and Joanne B. Barnard	12994
	12995
Peter B. Blackford	15521
	13359
Cynthia Holt	13996
	15518
The Holt Family Trust	13997
	15632
John Holt	13998
	15519
Cassandra Kimble	11291
Loraine Vosper Trust	14171
	14172
Peter J. and Mary Ann Leveton	15663
Tim Barnett	13985
Jacquelynne Eccles	13988
	13989
Karen Lovejoy IRA	15506
	15594
Karen D. Lovejoy Revocable Trust	15507
	15593
Robert M. Lovejoy Family Trust	11298
	11299

[illegible]



[illegible]

Agile Group, LLC	
AGL Life Assurance Company	<b>LIST II</b>
<b>Investor</b>	<b>Claim Number</b>
Suzanne Webel	10317
Kristofer Sieger Trust	10385
	10387
Sue Rehage	10323
Allen C Eddy	10397
John H. Beynon	10347
Valerie M. Beynon	10348
Sharon L. Bassett	10365
Jack & Marie Bamberg	10354
Jeannette & William Trine	10312
Michael Rosen	10313
Mitch Galnick	10351
	10377
Robert M Gahan	10388
Laura Skaer	10384
Herman Schranz	10364
Sher Schranz	10355
John Neal	10378
Beverly Neal	10343
Karen Zorn	10381
Cassandra Kimble	10391
Mary Lou Schlapia	11274
	11275
Elizabeth C. Kroeck	10371
Thi Pham	13542
	10394
ANNE A. QUINN	10330
Shirley D. Johnson	10340
Robert Hicks	10316
Suzanne Hicks	10315
Irene S. Matthews	10393
Beth Tatelman	10367
Jeff Tatelman	10363
Dorothy J. Jackson	10379
Irving C. Ringdahl	10335
Almina Ringdahl	10334
ELIZABETH P. UPTON IRREVOCABLE TRUST II, DTD 6/26/98	10321
UPTON FAMILY TRUST, DTD 6/1/93	10322
John Weibert	10332
	10333
	10358
Kim Weibert	10327
	10328
	10329
Mary Ann Leveton	10373
	10399
Wade Curran	10362
Carol Curran	10386
Robert J Fogoros	10359

Agile Group, LLC	
AGL Life Assurance Company	LIST II
Investor	Claim Number
Gelmar Andringa	10404
Phillis Moore	1591
Frank Diehl	13578
	13577
	13576
	13579
Bob Jenk	10341
	10342
Justin Dituri	10357
	10356
Judith Timchula	15468
	15643
	13558
John Harris	10400
Torkin Wakefield	11576
Richard F.M. Thornley	10338
Hazel A. Thornley	10339

LIST III					
Agile Group, LLC investors who either were unable to locate their claim numbers or did not respond.					
Barbara Greweling					
Bettsee Robertson					
Christine Ringdahl					
Conard Metcalf					
Damian Maldonado					
Dennis Graham					
Don Collins					
Edward Dean					
Gary & Gayle Ray					
Gary Autrey					
John Brownlie					
Leon Bialecki					
Loraine Vosper					
Loren Snyder					
Marc Nicolay					
Michael Roche					
Mike and Lynn Walker					
Neal Greenberg					
Patricia Wilcox					
Peggy Hitchcock & Family					
Peggy Reed					
Rafal Sicinski					
Richard Roen					
Richard Smith					
Sara Silverstein					
Sharon Wherry					
Sherab Posel					
Steve Skaer					
Stuart Kingsberry					
Terrance Whitsel					
Thomas Jones					
Thomas Tancredo					
William Grinditch					
Wilma Long					